IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

ARBITRATION PETITION NO.251 OF 2006

Rajesh Shah ...Petitioner

v/s.

Hemendra V. Kothari & Anr. ...Respondents

...

Mr.Birendra Saraf i/b M/s.Kartikeya & Associates for the Petitioner.

Mr.Ashok Kohli i/b Bindu Shah for the Respondents.

...

CORAM: D.K.DESHMUKH, J.

DATED: 23RD AUGUST, 2006

P.C.:

By consent of parties, petition is disposed of in following terms:

1. By consent of parties, Hon'ble Mr.Justice V.P.Tipnis (Retd.) is appointed as an arbitrator. The disputes between the parties are referred to the arbitrator to decide in accordance with law.

2. Ad-interim order granted by this court by order dated 7th July, 2006 shall continue to operate for a period of eight weeks.

The learned Counsel appearing for the Respondents states that even before this petition was filed the Respondents have created third party interest in the month of February, 2006 in favour of Riving Land Developments Pvt.Ltd.

Statement is accepted.

3. The Petitioner shall be at liberty to seek appropriate interim orders from the learned arbitrator.

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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

CHAMBER SUMMONS NO.933 OF 2006

IN

ARBITRATION PETITION NO.251 OF 2006

Rajesh Shah ...Petitioner

v/s.

Hemendra V. Kothari & Anr. ...Respondents

And

Rizvi Land Development Pvt.Ltd. ...Applicant

(Proposed Respondent No.3)

...

Mr.Birendra Saraf i/b M/s.Kartikeya & Associates for the Petitioner.

Mr.Ashok Kohli i/b Bindu Shah for the Respondents.

Mr.M.J.Shetty for the Applicant.

...

CORAM: D.K.DESHMUKH, J.

DATED: 23RD AUGUST, 2006

P.C.:

Rizvi Land Developments Pvt.Ltd. has agreed to be a party to the arbitration agreement between the Petitioner and the Respondents. Therefore, by consent of parties, Applicant Rizvi Land Developments Pvt.Ltd. is added as a party to the arbitration agreement.

The learned Counsel for the Rizvi Land Developments Pvt.Ltd. states that the Rizvi Land Developments Pvt. ltd. will also maintain status-quo in relation to the suit property for a period of eight weeks from today.

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